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11 Attorneys for SERGEANT'S PET CARE PRODUCTS, LLC

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 RAMONA PENIKILA, on behalf of herself and  
all others similarly situated,

15  
16 Plaintiff,

17 v.

18 SERGEANT'S PET CARE PRODUCTS, d/b/a  
19 SENTRY,

20 Defendant.  
21  
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Case No.: 3:19-cv-05508-VC

**DECLARATION OF ALEC P.  
HARRIS IN SUPPORT OF MOTION  
TO DISMISS FOR FAILURE TO  
PROSECUTE**

Hearing Date: August 13, 2020

Hearing Time: 10 a.m.

Dept.: Courtroom 4, 17th Floor  
Action Filed: August 30, 2019  
Judge: Hon. Vince Chhabria  
Trial Date: None

1 I, Alec P. Harris, declare and state as follows:

2 1. I am over eighteen years of age, a citizen of the United States, and a resident of  
3 the State of Colorado.

4 2. I have personal knowledge of the facts stated herein.

5 3. I am an attorney licensed to practice law in the State of Colorado, and an  
6 Associate at the law firm Armstrong Teasdale LLP.

7 4. In conjunction with local counsel, Varela Lee Metz & Guarino, Armstrong  
8 Teasdale LLP represents Defendant, Sergeant's Pet Care Products LLC ("Sergeant's"), in the  
9 above-captioned case.

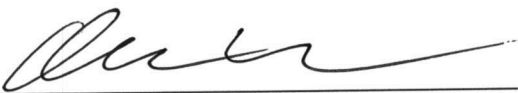
10 5. To date, Sergeant's has propounded 41 requests for production in this case.  
11 Plaintiff has produced a total of 23 pages of documents in response. These documents were first  
12 transmitted by counsel for Plaintiff on April 17, 2020.

13 6. Beginning in early May 2020, counsel for Sergeant's has repeatedly requested  
14 dates for Plaintiff's deposition and dates for mediation via telephone and email. Plaintiff has not  
15 provided a date for either event.

16 7. As of the date of this declaration, Plaintiff has not supplemented her discovery  
17 responses as ordered by the Court on May 27, 2020 in response to the parties first and second  
18 discovery dispute [ECF #60, 61].

19 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
20 knowledge, information, and belief.

21 Executed on this 8th day of July 2020.

22  
23 By: 

24 Alec P. Harris